

### **REMARKS**

In response to the Office Action mailed February 19, 2009, Applicants respectfully request the Examiner to process the claims previously indicated as allowable over the art of record, canceling the remaining claims without prejudice. Accordingly, early issuance of a Notice of Allowance is most earnestly solicited

#### ***Summary of the Office Action***

In the February 19, 2009 non-final Office Action, Claims 3-8 stand rejected. Claims 3-8 stand rejected for non-statutory double patenting as being unpatentable over claims 2-9, 11-14, 16-17 and 21-25 of copending Application No. 10/375,423 in view of Shamir et al (Pub. No.: U.S. 2004/0135726A1) and Edvardsson (U.S. Patent No.: 6,204,817). Claims 3-8 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Shamir et al. in view of Edvardsson.

#### ***Allowed Subject Matter***

Applicants appreciate the allowance of Claims 9-11, 13, 15-17. In an effort to facilitate expeditious prosecution of the present application, Applicants seek issuance of these claims which the Examiner has indicated as allowable over the art of record.

#### ***Summary of the Amendment***

Upon entry of this amendment, Applicants will have canceled claims 3-8 without prejudice. As such, claims 9-11, 13, 15-17 are currently pending in the application. By this amendment, Applicants respond to the Examiner's comments and rejections made in the February 19, 2009 Office Action. Applicants respectfully submit that the present application is in condition for allowance.

#### ***In Re Double Patenting***

In the Office Action, the Examiner rejected Claims 3-8 for non-statutory double patenting as being unpatentable over claims 2-9, 11-14, 16-17 and 21-25 of copending Application No. 10/375,423 in view of Shamir et al (Pub. No.: U.S. 2004/0135726A1) and Edvardsson (U.S. Patent No.: 6,204,817). In an effort to expeditiously advance prosecution of the present

application, Applicants have canceled Claims 3-8 without prejudice. Accordingly, Applicants respectfully request the Examiner to withdraw his rejection of Claims 3-8.

***In Re Rejections under 35 U.S.C. § 103(a)***

In the Office Action, Claims 3-8 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Shamir et al. in view of Edvarsson. In an effort to expeditiously advance prosecution of the present application, Applicants have canceled Claims 3-8 without prejudice. Accordingly, Applicants respectfully requests the Examiner to withdraw his rejection of Claims 3-8.

***No Disclaimers or Disavowals***

Although the present communication may include alterations to the application or claims, or characterizations of claim scope or referenced art, the Applicants are not conceding in this application that previously pending claims are not patentable over the cited references. Rather, any alterations or characterizations are being made to facilitate expeditious prosecution of this application. The Applicants reserve the right to pursue at a later date any previously pending or other broader or narrower claims that capture any subject matter supported by the present disclosure, including subject matter found to be specifically disclaimed herein or by any prior prosecution. Accordingly, reviewers of this or any parent, child or related prosecution history shall not reasonably infer that the Applicants have made any disclaimers or disavowals of any subject matter supported by the present application.

**CONCLUSION**

Applicant respectfully submits that the present application is now in condition for allowance. Accordingly, early issuance of a Notice of Allowance is most earnestly solicited. Any remarks in support of patentability of one claim, however, should not be imputed to any other claim, even if similar terminology is used. Additionally, any remarks referring to only a portion of a claim should not be understood to base patentability on that portion; rather, patentability must rest on each claim taken as a whole. Applicants respectfully traverse each of the Examiner's rejections and each of the Examiner's assertions regarding what the prior art shows or teaches, even if not expressly discussed herein. The undersigned has made a good faith

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effort to respond to all of the rejections in the case and to place the application in condition for immediate allowance. Nevertheless, if any undeveloped issues remain or if any issues require clarification, the Examiner is respectfully requested to call the Applicant's agent in order to resolve such issue promptly.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 50-4842.

Respectfully submitted,

COASTAL PATENT, LLC

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